## DR. KENNEDY, FIERCELY ARRAIGNED, NOW AWAITS JUDGE'S LAST WORD

## Jurors impressed with Osborne's Presentation of Case Against the Prisoner.

the most powerful ar- get into the court-room. the plausible theories of the defense. spectators, the jurors were power-the court were permitted to pass.

Many women stood for an hour,

His most potent points were made from the testimony given by wit-

Dr. Kennedy's contradictory stories after his arrest were held up some exhibits in the case-the bludgeon and lead-stained underclothing were also used with tremendous effect. Mr. Osborne demonstrated on

At 12.55 o'clock a recess was taken. Mr. Osborne said he would conclude his address during the afternoon.

in a striking, gruesome way by Mr. Osborne, Benjamin Schaeffer, Juror No. 3, grew ghastly pale and wavered as though he would fall forward in the court-room were upon him.

"Sick?" asked Mr. Osborne, notic ing his condition.

The juror nodded. "Can you stand it?"

"I think I can," was the muttered

to Mr. Schaeffer, and after drinking to Mr. Schaeffer, and after drinking he revived somewhat. He looked, however, as though he would collapse at any minute.

criminal jurisprudence in New York | could not get seats were pushed outhas such a crowd swarmed to see the side. When the noise finally ceased closing scenes of a famous murder and Mr. Osborne, grim and resolved. trial as that which gathered to-day arose to make his impassioned demand in the Criminal Courts Building to that the prisoner at the par be sent to

opened they would be in the van and Franklin Roberts, one of the chief witmake a successful rush for the cher- nessess for the defense, and pointed ished seats. The earliest comers out that Miss and erts's wife, corroborated her husband

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KITCHENWORK

SIGN PAINTERS .. VARNISHER WAIST HANDS WAITERS .... WAITRESSES

Assistant District-Attorney Os- | even at that early hour they could porne finished his summing up in the preserve but scant order. Finally Kennedy trial at 3.20 o'clock. The they became powerless, so large was Judge then announced that he would the crowd, and a hurry call was sent Mr. Osborne's presentation of the hand battling with the mob that used State's case against Kennedy was every trick, by force or ingenuity, to

The crush outrivalled the prosecutor tore to shreds many of way down both corridors. There two

coped up in the ill-smelling court apby leading up to a climax and then There was no ventilation and several doors swung open.

### Rush When Door Opened.

The crowd back of the "dead lines" less to check. The onslaught first bowled over the officers, then the rushto reach the goal. The doors had to be ! shut in their faces and locked. As it was, every seat in the court-room was occupied and many were left standing

he third time in the shadow of the old father and two friends. The other was the father, mother and sister of

The Kennedy group sat in the so-called "House of Lords." Mrs. Kenedy fanned herself nervously and seemed to be nerving herself to bear the rdeal of Assistant District-Attorney Osborne's bitter invective, which she

the reporters' table. There was nothany other spectator. Dolly Reynolds's

nurder, and consequently he could fix less night. he date of his meeting with Dr. Kenedy on the ferry-boat on the night of

Before Assistant-District Attorney Osorne began summing up for the prose ution, he and District-Attorney Philbin burger, in which it was arranged that

## Osborne's Opening.

Mr. Osborne began by expressing his

been tried," said he, "and I think that He knows why; it was because Justice it is for the good of the Republic that a Newburger limited me to five and I seshould be reached. The prosecution Carvalho wasn't called." shown by every circumstance to be guilty then acquit him.

"All that the ingenuity of man can do has been done for this prisoner. The State asks only for a just verdict,"

"Make No Misuse of Charity." Mr. Osborne recalled the testimony of obert Clark, that Kennedy bought a traw hat from him on Aug. 15, 1898, and that he also bought a bicycle cap.

nedy's office on Aug. 19. Lawyer Moore olice or somebody else planted that That cap was in his office on Aug. 16.

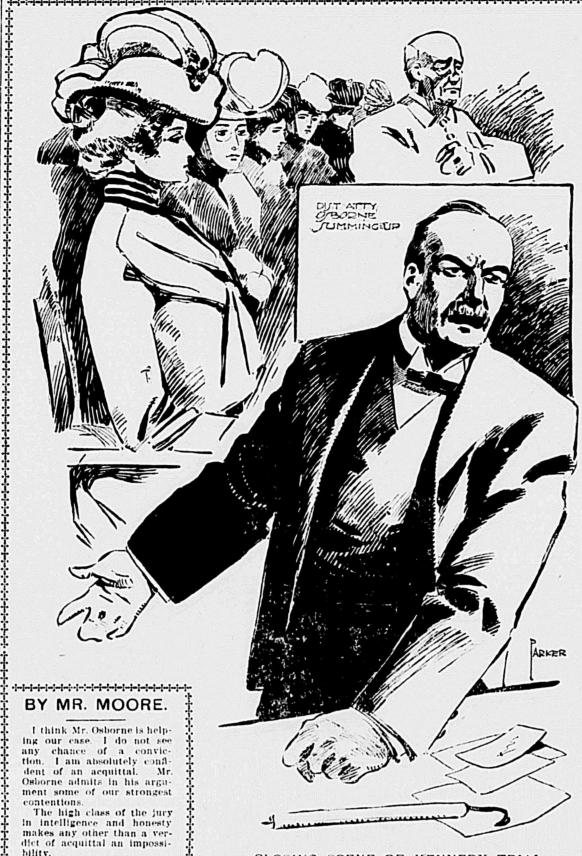
Mr. Osterne said that he believed that every man in the court room would like to say to Kennedy if he could, "go and sin no more,"
"Look at his young wife and aged I father. Doesn't it make our hearts beat

"But we are here to do our duty to 16 civilization and to the Republic. We are here to uphold the law, not to misuse

our charity."

The jury paid strict attention to Mr

13 examine that woman," he said. "Why



Dr. Yocum, thought he was.

pulled his small, dark mustache. ves were not as clear as usual and he

Lawyer Moore's statements made yeserday in summing up, and declared he could not substantiate. "Of course, I don't attribute anything immeral to at the jury, "but he made many mis-

## Lawyer Moore smiled seronely.

lected unprejudiced men. That's why "No. it isn't." said Lawyer Moore loud enough for the jury to hear him

"Why was it?" demanded Mr. Os borne flercely wered Mr. Moore. "No, you won't: I'll reopen the case

and call Carvalho," shouted Mr. Oscontinued Justice Newburger.

the tury impressively:

well, bluff, and Mr. Moore plays i The jury seemed to enjoy the scer

hugely "You have but two things to consider ecording to Dr. Kennedy's counsel, and hose are whether Dr. Kennedy murdered 'Dolly' Reynolds or that another impersonating him was guilty of the crime. They admit that.

"Why should a murderer impersonate

this prisoner? No. Dr. Kennedy was not impersonated." The Assistant-District Attorney then frew forth the great iron and leaden bludgeon. He told them that no profesional crook or murderer ever mane to

## MRS. KENNEDY CONFIDENT OF HUSBAND'S ACQUITTAL.

How can I feel anything but confident? I am sure my husband is innocent, and each day I see him suffering as he does makes my

No one, not even his mother, knows Sam as well as I do.

The evidence to my mind has declared him innocent, and no matter what the verdict of the jury is I will always believe him innocent. MRS. MARION E. KENNEDY.

that the lawyer for the defense, while defense, while defended belonded the lawyer for the defense, while defended belonded to be a support of the lawyer for the defense, while defended belonded to be a support of the lawyer for the defense, while defended belonded to be a support of the lawyer for the defense, while defended to be a support of the lawyer for the defense, while defended to be a support of the lawyer for the defense, while defended to be a support of the lawyer for the defended to be a support of the lawyer for the lawyer for the defended to be a support of the lawyer for the lawyer for the defended to be a support of the lawyer for the lawye able, had made many statements which body a note and this bludgeon to blen- quit him if I could, but we cannot.

"Was it alcohol?" "Was it chloral or morphine?" shouted Mr. Osborne.
"Was it something that would make a man singger as he left a ferry-heat."
Mr. Osborne, pointing to Lawyer Moore, alluded to him as the "man who wants this mystery explained."
"I object." said Mr. Moore, addressing Justice Newburger.
Justice Newburger reproved the lawyer sharply for interrupting, stating that there was no ground for the objection.

Jection.

As Mr. Osborne described the murder scene in the Grand Hotel, Mrs. Reynolds and her pretty young daughter Helen, the mother and daughter of the murdered girl, who sat in the courtroom, wept silently, but with much emotion. emotion.
It was at this juncture, too, that Juror Benjamin Schaeffer, who is No-3 in the box, leaned forward and gasped as if he were about to faint. A glass of water revived him.
The heat in the court-room was op-

Osborne Dramatle and Tired.

Mr. Osborne grew dramatic at times. When he showed the jury how the bludgeon was carried by the murderer to the Grand Hotel he unbuttoned his vest and nung it in the inside pocket. Buttoning up his coat and vest he faced the jury and said:

'There, that is how that instrument of death was carried.

Turning suddenly he faced Justice Newburger. Newburger "I am tired and would like a rest," e said.

An adjournment for recess was taken at once and the jury filed out, looking more solemn than at any time during be trial.

Before he left the court-room Ken wife turned and smiled at his wife

who returned his greeting.

sional crook or murderer ever mane 1%. It was made by a novice. It was made perspiration and whose manner was tremendously in earnest. At times he glanced at Dr. Kennedy, who Jooked up at him calmiy.

Attacks Wrs. Melville.

The Assistant District-Attorney then attacked the testimony of Mrs. Melville.

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The Because she was a good with in the case. The bludgeon was made to give a death blow. Description of the salesmen of the biggest dental supply houses in this case is a well of the formal fall that this instrument was made for; one of the salesmen of the morning of Aug. 16, 1898. Those men high certain and the country and at the clurx.

The Bruss and the sale.

Attacks Wrs. Melville.

The Assistant District-Attorney then attacked the testimony of Mrs. Melville.

The Bruss and the sale is a welf only such a sweeping erdicatch him in the act.

There was even a greater crowd in made to committ a murder. It was made to strike a thousand blows.

Bludgeon a Dentist's Tool.

Mr. Osborne said that there was no mystery about the case. The bludgeon was made to give a death blow. Dentists need such an instrument to hammer attacked the testimony of Mrs. Melville.

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The Assistant District-Attorney then attacked we say that this instrument was examine that woman," he said. "Why didn't 1? Because she was a good with the present word only guessed.

The was something awkward and platinum.

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The was something awkward and looked to said and looked was made to give a death blow. Dentists need such an instr

The \$13,000 Check. "A check-a bogus check-was found of dollars' worth of property and its on the body of that woman, 'Dolly' great insurance interests without regulation is astounding, especially when it is known that the experienced have acon the back.

"Now, if a juryman asked me where she got that check, and why she got it, I could only answer that I cannot call up the dead as a witness—and only two persons ever knew why she got that check. But she had it.

"The man who gave her that check followed her to the Grand Hotel as 'E. Maxwell." He intended to spend the night with her and get that check back. He opened wine for her, they went together to room 8."

"The repairer or the plumber may be used to you and thus endanger the lives of your family."

Mr. Secor recited the stories of many gasolene ancidents—the burning of a wagon loaded with fifteen cans of it in William street, two occasions when

back. He opened wine for her, they went together to room St."

Mrs. Kennedy's eyes, troubled and moist, were travelling from juryman to juryman. She was striving to read the verdict in their eyes. None showed by a sign what was in his mind.

"I do not believe that any man can answer me when I ask him if it would not arouse anybody's suspicions to have a \$12,00 check handed to you with the indorsement of your peaceful dentist upon it—Dolly Reynolds was suspicious, so she stuck to Dr. Kennedy and went to that hotel to get her imoney.

Wagon loaded with fitteen cans of it william street, two occasions when it exploded in his own laboratory without known cause. Said he:

"All will remember how Commander Dickens, U. S. N., lost his wife. She sprinkled gasolene around the edges of her carpet to kill moths. The windows were open. Tinsmiths on the roof had a tinsmith's little furnace up there, and offen it, at that great distance, the gasinteed and Mrs. Dickens was burned to death." money.

"The greater the doctor's devotion to his father, the greater the love for his wife, the higher his social position, the greater his object would be to get that check back. So, he left her and went to

## Suspicious of Kennedy.

suspicious, for she left her jeweiry there; and returned.

"Then the murderer struck the girl; twice; she fell nine feet away and that murderer fled. He would not stay to have an officer of the law enter and catch him in the act."

Dr. Kennedy, listening, carelessly leaned back and spoke to a clerk in Cantwell and Moore's office and smiled with apparent unconcern.

Murderer Was Kennedy.

"Which is it? The prosecution tells you it was Kennedy!" Mr. Osborne turned sharply and pointed an accusing finger at the dentist when he fairly shouted the latter's name.

Mr. Osborne made light of the defendant's alibl, and compared it with the remark of the elder Weller to his son Samivel, in "Pickwick Papers," that he "belonged to the Coachman's Club and could get Mr. Pickwick an alibl." Prosecution's Last Word.

Mr. Osborne began the closing of his summing up at 3 o'clock.

"Tals man was well brought up," said he. "Ah! we know it. A good father, mother and wife. He is somewhat above the criminal classes, and we regret that he did murder, but, gentlemen of the jury, you must remember your duty.

"If you acquit the man you say to the criminal classes 'Fight, kill and murder.' Your verdict will be awaited throughout the civilized world and will have more effect than a thousand sermons.

## Mrs. Kennedy Hopeful.

Mrs. Kennedy was in a happy state of mind when Mr. Osborne concluded his remarks. She said he was not half

# TRYING TO STOP

## Senator Foley and John A. Secor Favor the Ordinance.

of the Board of Aldermen gave a pub-McEneaney's ordinance "to abolish the making it a misdemeanor, punishable by a fine of \$25 to "ignite, use, operate any of its forms in any house, build-

Senator Sam Foley and John A. Secor er, spoke for the ordinance, and Charles McLoughlin, the toy-book publisher, against it.

mitted that gasoline is one of the most volatile products of petroleum, highly inflammable and explosive. To think that this substance may be used in igporance in this city with its million

dispensable benzine in the printing offices and any other distillate of petro

"Dolly Reynolds went home, she was He thought it proper to prohibit uspicious, for she left her jewelry there plumbers from taking it into one's house promiscuously and to forbid its use in tenement bouses, but that merchants and manufacturers oughs no to be crippled by such a sweeping ordi-

COST OF THE LAST KENNEDY TRIAL three months..... 2,000 Assistants' sainries for same period .. Handwriting experts 7,500 Dr. Lederle's fees. . 2,500 Court officers' salWe were the first to make seamless wedding rings. Numerous imitations of these celebrated rings have recently appeared, but they all contain more or less solder which destroys the purity of the gold. Buy of us and you are assured of the proper article. Sold by weight—no fancy profits. Prices \$2.00 to \$15. Lettering free of charge.

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## BISSERT GAINS TIME.

Yorkville Police Court this afternoon to a disorderly resort. His commander, Capt. Diamond, and many other witnesses were on hand to testify. Lawyer House, for Bissert, asked for

trict-Attorney Gans opposed. www want this case to go on now, demanded Mr. Gans. "We don't propose destrians. The animal was on a full o have our witnesses intimidated and gallop as it neared Dey street.

Hamilton case.'

## POLICEMAN STOPS RUNAWAY.

Policeman Henry Koster, of the Broadanswer to the charge of accepting a way Squad, was cheered for his courage bribe from Lena Schmidt, the keeper of in stopping a runaway horse to-day at Broadway and Dey street.

The horse was attached to a delivery wagon and took fright at Park place an adjournment, which Assistant Dis-ing down Broadway it created something of a panic among owners and to have our witnesses intimidated and tampered with as they were in the Mary for the bridle, caught it and hung on

Magistrate Mayo adjourned the hear-until he stopped the horse. The pelies-ing until Monday. man was dragged half a block